

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA**

Jose Luis Cabrera, deceased, Claudia
Jeaneth Jimenez Cabrera, North Dakota
Personal Representative on the Estate of
Jose Luis Cabrera, surviving spouse and
Guardian of their minors,

Plaintiff,

vs.

The State of North Dakota Workforce
Safety and Insurance Fund,

Defendant.

ORDER

Case No. 1:18-cv-242

The court held a scheduling conference with the parties in the above-entitled action by telephone on December 13, 2018. As the court explained during the course of its discussion with the parties, there must be determination as a preliminary matter whether it has jurisdiction over this dispute. Accordingly, defendant shall have until February 1, 2019, to file a motion to dismiss for lack of jurisdiction. Plaintiff shall have until March 1, 2019, to file a response. Upon receipt of plaintiff's response, defendant shall have seven days in which to file a reply.

IT IS SO ORDERED.

Dated this 13th day of December, 2018.

/s/ Charles S. Miller, Jr.
Charles S. Miller, Jr., Magistrate Judge
United States District Court